

2017 MAR 24 PM 3:20

CLERK

U.S. DISTRICT COURT

Case No.: 13 CR 617-2

**PETITIONER'S REPLY TO
GOVERNMENT'S RESPONSE**

FILED

MAR 24 2017

THOMAS G. BRUTON
CLERK, U.S. DISTRICT COURT

13 PETITIONER'S REPLY ON ITS MOTION FOR AN ANCILLARY HEARING

Petitioner, ASA PATTERSON, Pro Se, hereby replies in support of its request for an ancillary hearing and states as follows:

18 1. Petitioner is aggrieved by Government's response.

Petitioner's petition with respect to the intangible issues rest squarely on a question of law, not fact. The Government argued that petitioner was attempting to re-litigate the case on the property located at 9247 S. Indiana, Chicago, Illinois (the "Indiana Property"), which is not true. An ancillary hearing is needed for the presentation of exhibits on the legal matters regarding

1 the ownership of "the Indiana Property" at the time of the
2 forfeiture.

3 2. In the Government's response, it did not address
4 the issue of ownership that was raised. The Defendant did
5 not own and was not the rightful owner of the property on
6 September 23, 2014 when a guilty plea to Counts One, Nine
7 and Ten of the indictment charging him with violations of
8 21 U.S.C. § 846, 18 U.S.C. § 1957.
9

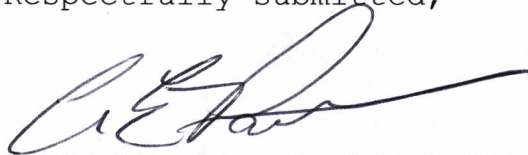
10 3. Moreover, to the extent this petition is not held
11 in abeyance and a procedural schedule must be adopted, such
12 schedule should appropriately be limited to addressing the
13 claims made by Petitioner: i.e., a briefing schedule on
14 the issues of ownership and an ancillary hearing being
15 required.
16

17 4. 765 ILCS 5/9 sets forth a form for recording
18 General and Special Warranty Deeds and 765 ILCS 5/20
19 provides several ways to acknowledge a deed. Despite these
20 requirements, there is an unacknowledged deed on file for
21 "the Indiana Property".
22

23
24 **PRAYER FOR RELIEF**

25 For the reasons set forth above, Petitioner requests that
26 this Court grant this motion for Ancillary Hearing.
27
28

Respectfully submitted,

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Asa E. Patterson
Pro Se Petitioner

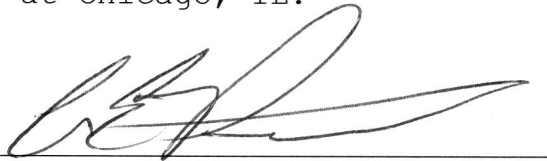
DECLARATION

I, Asa E. Patterson, declare:

1. I am the Petitioner and authorized to make this declaration.
2. I have prepared and read the foregoing Petitioner's reply on its motion for Ancillary Hearing.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on March 24, 2017 at Chicago, IL.

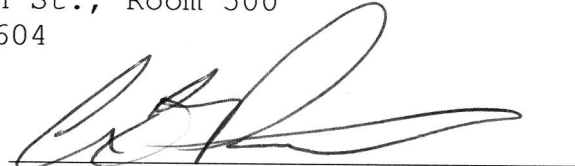


Asa E. Patterson
Pro Se Petitioner

CERTIFICATE OF SERVICE

I certify that on March 24, 2017, I have personally delivered a copy of this motion to the following counsel.

Zachary T. Fardon
U.S. Attorney
219 S. Dearborn St., Room 500
Chicago, IL 60604

A handwritten signature in black ink, appearing to read 'Asa E. Patterson', is written over a horizontal line.

Asa E. Patterson
Pro Se Petitioner